[The Deputy Chairman in the Chair]

PROCLAMATION UNDER ARTICLE 356 OF THE CONSTITUTION IN RELATION TO THE STATE OF NAGALAND.

SHRI M. A. BABY (Kerala): Who is going to lay the dead body of democracy on the Table? Let the Prime Minister lay on the Table the dead body of democracy.

SHRI DIPEN GHOSH (West Bengal): I am on a point of order. Madam Deputy Chairman, the supplementary list of business suggests that proclamation under article 356 of the Constitution would be laid on the Table along with certain documents immediately after the Papers to be laid on the Table. But it has not been laid on the Table. In the meantime Mr. Brahm Dutt has been asked to make a statement regarding the Bharat Petroleum Corporation Limited (Determination of Conditions of Service of Employees) Ordinance, 1988 (No. 6 of 1988) We want to know whether it is going to be laid on the Table today at the moment or not.

THE MINISTER OF PARLIAMENTARY AFFAIRS AND THE MINISTER OF INFORMATION AND BROADCASTING (SHRI H. K. L. BHAGAT): We are laying it today and the discussion also will take place today after the lunch hour.. *(Interruptions)*...

THE DEPUTY CHAIRMAN: Listen please.

SHRI DIPEN GHOSH: Madam, according to the Constitutional provision when Parliament is in session if any proclamation under Article 356 of the Constitution is made in any part of the country, a copy of that proclamation has to be laid on the Table immediately after the Parliament sits. It was declared on Sunday and today is Monday. Why it was not laid on the Table before the Question Hour? Why it has not been laid on the Table even after the Question Hour was over?

SHRI H. K. L. BHAGAT: It will be laid today.

SHRI DIPEN GHOSH: Why today?

SHRI PARVATHANENI UPENDRA (Andhra Pradesh): Why not immediately?

SHRI DIPEN GHOSH: Why not now? Madam Deputy Chairman, already parliamentary democracy has been butchered in Nagaland. They are taking Parliament of India for a ride. It is an affront to Parliament. We cannot accept it.

SHRI H. K. L. BHAGAT: You will never accept it.

SHRI DIPEN GHOSH: Is it their property? Is it their personal property? There is a Constitution.

SHRI H. K. L. BHAGAT: It will be laid today itself.

SHRI DIPEN GHOSH: Why it has been circulated?

SHRI PARVATHANENI UPENDRA: Why it is written like this?

SHRI DIPEN GHOSH: Why it has been circulated in the list of business like this?

SHRI CHITTA BASU (West Bengal): Madam, I am on a point of order.

THE DEPUTY CHAIRMAN: Please, sit down. Please sit down.

SHRI CHITTA BASU: On a point of order.

According to the Rules of Procedure and Conduct of Business in the Council of States, rule 23 says:

> "...Provided that such order of business shall not be varied on the day that business is set down for disposal unless the Chairman is satisfied that etc. etc.,"

We have got a list of business which has been circulated earlier. Subsequently, another supplementary list of business has also been circulated and in that supplementary list of business it has been said that Shri Buta Singh will lay a copy of English and Hindi versions of the

proclamtaion after the items to be laid on the Table of the House immediately. Therefore, there has been some violation of rule 23, the proviso. On whose advice it has been done? I seek your ruling. ...(*Interruptions*).

SHRI M. A. BABY: You are unruly. You do not have any respect for rule of law. (*Interruptions*).

THE DEPUTY CHAIRMAN: Listen. He has raised a point of order. Regarding the supplementary list of business, the permission of Chair has been given and therefore, they can do it. (*Interruptions*).

SHRI DIPEN GHOSH: My point of order is different. My point of order was that proclamation has been made under Article 356 in Nagaland imposing President's rule. It was proclaimed on Sunday. Parliament was not in session at that moment. But according to constitutional provisions, the proclamation has to be laid on the Table if Parliament is in session immediately in the Session. It was not laid on the Table immediately when the Session started. But after Question Hour it was in the list of business that immediately after the papers were laid, it will be laid. But it was not laid. (*Interruptions*)...

THE DEPUTY CHAIRMAN: After the Chairman called upon the Minister to lay the papers on the Table, this was the next item and that has not been called as yet. You raised the point of order. I have given my ruling and now, I am asking the Minister to place it ...(*Interruptions*).

SHRI DIPEN GHOSH: They are murdering democracy. (*Interruptions*)

[*At this stage, some hon. Members left the Chamber.*]

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI SANTOSH MOHAN DEV): Madam Deputy Chairman, I beg to lay on the Table a copy each (in English and Hindi) of the following papers:—

(i) Proclamation G.S.R. No. 839(E), issued by the President on August 7, 1988, under article 356 of the Constitution, in relation to the State of Nagaland, under clause (3) of the said article.

(ii) Order (G.S.R. No. 840(E), dated August 7, 1988, made by the President under sub-clause (i) of clause (c) of the above Proclamation.

(iii) Report of the Governor of Nagaland dated August 6, 1988, to the President recommending the issue of the Proclamation.

SHRI H. K. L. BHAGAT: Madam Deputy Chairman, I propose that the discussion on Proclamation under Article 356 be taken up at 2.30 p.m. Let the discussion take place today itself at 2.30 p.m.

MESSAGE FROM THE LOK SABHA

The Aircraft (Amendment) Bill, 1988

SECRETARY-GENERAL: Madam, I have to report to the House the following message received from the Lok Sabha signed by the Secretary-General of the Lok Sabha:

"In accordance with the provisions of rule 96 of the Rules of Procedure and Conduct of Business in Lok Sabha, I am directed to enclose the Aircraft (Amendment) Bill, 1988, as passed by Lok Sabha at its sitting held on the 5th August, 1988."

Madam, I lay the Bill on the Table.

SPECIAL MENTIONS

THE DEPUTY CHAIRMAN: Shri Ram Naresh Yadav — absent. Shri Aladi Aruna alias V. Arunachalam — absent. Shri M. S. Gurupadaswamy— absent. Shri Gurudas Das Gupta— absent. Shri Ish Dutt Yadav—absent. Shri E. Balanandan—absent. Shri Mohd. Khaleelur Rahman—absent. Prof. C. Lakshmanna—absent. Shri V. Gopalsamy—absent. Shri A. G. Kulkarni—absent. Shri P. N. Sukul—absent. Dr. Abrar Ahmed Khan.